

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CRIMINAL DOCKET NO.: 5:04CR50**

UNITED STATES OF AMERICA

vs.

J. CONCEPCION NUNEZ-BERRERA (2),

Defendant.

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ORDER

THIS MATTER is before the Court on the Government's Motion for Peremptory Setting of Trial, filed June 23, 2006. On June 28, 2006, Defendant signed a Plea Agreement with the Government and is currently scheduled for a plea hearing before United States Magistrate Judge David Keesler on July 7, 2006. Therefore, the Government's request for a peremptory setting of the trial in this matter is moot.

IT IS, THEREFORE, ORDERED that the Government's Motion for Peremptory Setting of Trial is hereby **DENIED AS MOOT**.

Signed: July 5, 2006



Richard L. Voorhees
United States District Judge

